

**UNITED STATES OF AMERICA  
BEFORE THE NATIONAL LABOR RELATIONS BOARD  
DIVISION OF JUDGES**

**KIPP ACADEMY CHARTER SCHOOL  
Respondent**

**and**

**UNITED FEDERATION OF TEACHERS,  
LOCAL 2, AFT, AFL-CIO**

**Charging Party**

\* \* \*

**UNITED FEDERATION OF TEACHERS,  
LOCAL 2, AFT, AFL-CIO**

**Respondent**

**and**

**KIPP ACADEMY CHARTER SCHOOL  
Charging Party**

**Case Nos. 02-CA-191370  
02-CA-214570  
02-CA-218327  
02-CA-219324**

**and**

**Case No. 02-CB-192177**

**MOTION TO RESCHEDULE  
CONFERENCE AND TRIAL**

The above referenced matter has been scheduled for a pre-trial conference with Hon. Jeffrey P. Gardner on Tuesday, October 6, 2020 and for trial commencing on Tuesday, October 27, 2020. Lead counsel for KIPP Academy, Michael Collins, and long term counsel for KIPP Academy, Shelley Sanders Kehl, are both incapacitated due to health issues. Because these attorneys are essential to both the CA and CB cases at issue, I have been asked to request a postponement of both the conference and the trial. I have only been tangentially involved in the cases at bar.

We do expect counsel to be available in the future, but I have been informed that an adjournment of the conference for at least three weeks would be needed. A three week

adjournment would take us to the trial date. Therefore, we also request at least a three week adjournment of the trial date.

Further, this occurs during an ongoing period of operational tumult for KIPP Academy and all New York City public schools due to the ongoing uncertainties of the pandemic. Hopefully a delay will allow additional time for implementation of settled operations.

Undersigned counsel has conferred with Counsel for General Counsel in the CA cases, Matthew Murtagh, Counsel for General Counsel in the CB case, Rachel Feinberg, and counsel for the UFT, Oriana Vigliotti, all of whom express no objection to this request.

No party will be prejudiced by rescheduling these matters.

We request that the matters be postponed for a minimum of three weeks, to dates that are acceptable to your Honor and the parties, to be determined.

Respectfully submitted,

JACKSON LEWIS P.C.



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ATTORNEY FOR KIPP ACADEMY

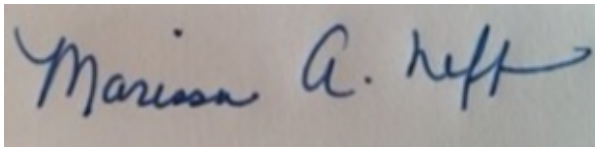
**DATED** this 30th day of September, 2020.

Hon. Jeffrey P. Gardner, ALJ  
NY Division of Judges, NLRB  
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A handwritten signature in blue ink that reads "Marissa A. Neff". The signature is written in a cursive style with a long horizontal stroke at the end.

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Marissa A. Neff